



***Town of Tyngsborough
Conservation Commission***

25 Bryants Lane
Tyngsborough, Massachusetts 01879-1003
Office: (978) 649-2300 ext 116
Fax: (978) 649-2301

Minutes
August 14, 2007

Present:

ES: Ed Smith, Chairman

RS: Robert Sherburne

WL: William Look

MM: Matt Marro, Conservation Director

HJ: Henry Jungmann, Vice-Chairman

LG: Lucy Gertz

Absent:

PB: Paul Barker

JK: Jeffery Kablik

7:00 Meeting opened by Ed Smith

7:00 Maggie O'Connor – Presentation of the plan for a Beaver Exhibit at the Sherburne House. As part of her work toward her Girl Scout Silver Award, Maggie is putting together a beaver exhibit. This would help educate adults to better co-exist with the beavers; educate children on beaver life and draw more people to the nature trails. The exhibit would consist of display tables that would include beaver chew and a beaver skull; posters and pictures; a flip board with question flaps and a computer set-up with a slide show, quiz and games. This should be ready to be installed by the end of August.

The Commission unanimously agreed that this would be a excellent addition to the nature center and would be proud to have this exhibit.

7:15 Town of Tyngsborough Tree Warden – regarding the application from National Grid to remove and prune public shade trees. Doug LaTulippe appeared to answer any questions the board might have regarding the 50 trees that have been designated as hazardous and are scheduled to be removed by National Grid. The tree cutting should begin the 1st or 2nd week in September. Two or three of these trees are located in the resource area by the dam. **MM** will do a site visit to this area to check the trees in the resource area. The Commission agreed to go along with the Director's decision.

7:30 Donald Garland – 49 Althea Ave. - Request for Determination of Applicability (Map 33, Parcel 57, Lot 0) Proposed installation of a stockade fence from Althea Lake to the 100 ft. mark bordering 47 Althea Ave.

HJ: Motion waive the reading of the legal notice

LG: 2nd the motion

Unanimous 5-0

HJ: Motion to waive the reading of the abutters list

RS: 2nd the motion

Unanimous 5-0

Mr. Garland has had his property surveyed and markers were placed at the street and the water. **MM** has done a site visit and had no concerns with the fencing as long as a 6" gap is maintained along the ground to allow for small animal movement.

HJ: Motion to close the hearing for 49 Althea Ave.

RS: 2nd the motion
Unanimous 5-0

HJ: Motion to issue a Negative Determination for 49 Althea Ave. to install a stockade fence with a 6" gap maintained along the ground to allow for small animal movement.

RS: 2nd the motion
Unanimous 5-0

Director's Determinations and Report:

- ❖ Site visit to **9 Franklin Street** regarding a proposed gazebo with no foundation that would be approximately 25' from the wetlands. No further action is recommended.
HJ: Motion to approve the Directors Determination on 9 Franklin Street
LG: 2nd the motion
Unanimous 5-0
- ❖ Site visit to **6 Vermont Road** regarding the replacement of a shed that would be approximately 80' from the wetlands. Also spoke to the home owner regarding the cutting of trees that was done approximately 40' from the wetlands. No further action is recommended.
HJ: Motion to approve the Directors Determination for the shed placement on 6 Vermont Road
RS: 2nd the motion
Unanimous 5-0
- ❖ Site visit to **135 Coburn Road** regarding the placement of storage shed for the Soccer Association. No further action is recommended.
HJ: Motion to approve the Directors Determination on 135 Coburn Road
RS: 2nd the motion
Unanimous 5-0
- ❖ Site visit to **26 Groton Road** regarding a proposed 3 season porch on sonar tubes. No further action is recommended.
HJ: Motion to approve the Directors Determination on 26 Groton Road
RS: 2nd the motion
Unanimous 5-0
- ❖ Site visit to **71 Mascuppic Trail** regarding ongoing issues with this location (DEP 309-653 currently under appeal). The Director found at this location the clearing of Bordering Vegetative Wetlands, creation of a beach and the set up of a dock. It is recommended an Enforcement order be issued.
HJ: Motion to approve issuing an Enforcement Order on DEP 309-653 for 71 Mascuppic Trail
RS: 2nd the motion
Vote 4-0 (LG-abstain due to being unsure of the exact location of this property)

Other Business:

- ❖ **Signed Forms/Invoices:**
 - **8 Brookview Circle (M14, P7, Lot0) – Negative Determination**
 - **7 Alden Street (M30, P17) – Negative Determination**
 - **9 Alden Street (M30, P16) – Certificate of Compliance DEP #309-407**
 - **190 Massapoag Road (M2, P24/16&17) – Certificate of Compliance DEP #309-0774**
 - **31 Elm Street (M31B, P23/0) – Certificate of Compliance DEP #309-0764**
 - Sign Department invoices

- ❖ **Minutes/Bills/Other Business**

- **HJ** looked into the option of the prepayment plan that was received from Shattuck Oil to lock in a price for the oil for the Sherburne House. He was advised by the Town Administrator that the town is not allowed to prepay for services. Oil will be purchased this heating season at the going rate.
- Authorization is needed from the Commission to provide funds for the mowing at the **Sherburne Property** **LG** has requested that the mowing as late as possible into the fall to allow the flowers and milkweeds, etc. to go to seed for the butterflies, animals and migratory birds.
HJ: Motion to authorize the funds needed to mow the **Sherburne Property** and recommend the mowing be done as late into the season as possible.
RS: 2nd the motion
Unanimous 5-0
- Minutes from 7/24/07 meeting
HJ: Motion to accept the minutes from 7/24/07 meeting
LG: 2nd the motion
Vote 4-0 (WL-abstain due to absence the week of 7/24)

Meeting adjourned at 8:30 PM

HJ: Motion to adjourn

RS: 2nd the motion

Unanimous 5-0

Respectfully submitted

Karen Steeves, Conservation Clerk